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2 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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STEVEN E. GREER, MD

4 an individual,

5 Plaintiff,

6 -against-

7 Dennis Mehiel, an individual, Robert  
Serpico, an individual, The Battery Park  
8 City Authority, a New York State authority,  
Howard Milstein, an individual, Steven  
9 Rossi, an individual, Janet Martin, an  
individual, Milford Management, a New York  
10 Corporation, and Mariners Cove Site B  
Associates, a New York corporation.

11 Defendants.  
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15 CONFIDENTIAL  
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17 DEPOSITION OF KIRK SWANSON

New York, New York

18 March 21, 2017  
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Reported by:

24 Pessi Goldstein

JOB NO. 121382  
25

March 21, 2017

2:07 P.m.

DEPOSITION of KIRK SWANSON, a  
Non-Party Witness herein, held at the United  
States District Court, Southern District of  
New York, 500 Pearl Street, New York, NY  
10007, taken before Pessi Goldstein, a  
shorthand reporter and Notary Public within  
and for the State of New York.

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2 A P P E A R A N C E S:  
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4 STEVEN E. GREER, MD  
Plaintiff Pro Se  
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6  
7 SHER TREMONTE  
Attorneys for Defendants  
8 Robert Michael Serpico  
Battery Park City Authority  
9 80 Broad Street  
New York, NY 10004

10 BY: MICHAEL TREMONTE, ESQ.  
MICHAEL GIBALDI, ESQ.  
11 JUSTIN GUNNELL, ESQ.  
12

13 ROSENBERG & ESTIS  
Attorneys for  
14 Remaining Defendants  
733 Third Avenue  
New York, NY 10017

15 BY: DEBORAH RIEGEL, ESQ.  
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18 GISKAN SOLOTAROFF & ANDERSON  
Attorneys for the Witness  
11 Broadway  
19 New York, NY 10004

20 BY: JASON SOLOTAROFF, ESQ.  
21

22 ALSO PRESENT:

ALIX S. PUSTILNIK  
General Counsel for BPCA  
23

24 \* \* \*  
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1 KIRK SWANSON - CONFIDENTIAL

2 the scope of permitted discovery.

3 MR. SOLOTAROFF: I'm going to  
4 direct him not to answer.

5 Q. Well, this address you mention  
6 it, tell me what you can, what your lawyer  
7 is comfortable with, you're suing the BPCA,  
8 why? Whatever you're --

9 MS. RIEGEL: Objection, beyond  
10 the scope of permitted discovery.

11 DR. GREER: It's public  
12 information.

13 MR. SOLOTAROFF: Yes, again, I  
14 don't want Mr. Swanson somehow to say  
15 something that would be held against  
16 him in his own deposition.

17 DR. GREER: Sure, I'm just trying  
18 to put it on the record.

19 Q. Is it true that you were fired  
20 from the BPCA and you are now suing?

21 A. Yes.

22 DR. GREER: That is all I have  
23 for now.

24 MR. TREMONTE: Can we take a  
25 quick break?

1 KIRK SWANSON - CONFIDENTIAL

2 MR. SOLOTAROFF: Sure.

3 \*\*\*

4 (Whereupon, a recess was taken  
5 at this time.)

6 \*\*\*

7 Q. Mr. Swanson, I didn't quite ask  
8 this right. Do you believe, is it your  
9 opinion that Robert Serpico was involved in  
10 my eviction or non-renewal of my lease, and  
11 if so, why?

12 MR. TREMONTE: Objection to form.

13 A. Yes, almost immediately  
14 afterwards Kevin and I were down at the far  
15 end of that hall closer to Bob's office and  
16 Bob crossed our path. And I asked Bob if he  
17 had anything to do with Greer not getting  
18 his lease renewed, to which Bob visibly  
19 smirked, shrugged and didn't answer my  
20 question and walked away.

21 Q. Was that January 21st?

22 A. That was that same day.

23 Q. Thank you.

24 A. Shortly after Kevin approached  
25 me.

1 KIRK SWANSON - CONFIDENTIAL

2 colluded with somebody else to remove a  
3 blogger, even a disagreeable one at that,  
4 from his place of residence. I found that  
5 objectionable and that's something that I  
6 brought up in conversation.

7 Q. And this conviction that you  
8 formed, I believe you said you became  
9 convinced; correct?

10 A. The second I saw Bob's reaction  
11 to my question, yes.

12 Q. Did you become convinced based on  
13 anything else that Bob said or did?

14 A. You would have to, over a pattern  
15 of behavior over my tenure at the BPCA, it's  
16 certainly something that I would place in  
17 his capacity.

18 Q. You placed in his capacity but I  
19 asked you a different question. Did  
20 anything else that Mr. Serpico did after  
21 that encounter in the hallway -- let's just  
22 break this down. Did he say anything  
23 further to you that further supported the  
24 conclusion that you drew from his gesture?

25 A. No.



CERTIFICATION

I, Pessi Goldstein, a Notary Public for and within the State of New York, do hereby certify:

That the witness whose testimony as herein set forth, was duly sworn by me; and that the within transcript is a true record of the testimony given by said witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of March 2017.

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PESSI GOLDSTEIN